

**UTILITY PATENT APPLICATION  
TRANSMITTAL**  
(continuation application under 37 CFR 1.53(b))

Client-Matter No.: 66797-398  
**Prior Application Info:**  
Examiner: P. N. Huynh  
Group/Art Unit: 1644  
Confirmation No.: 2005

Address to: Mail Stop Patent Application  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

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Paul Choi  
(TYPED OR PRINTED NAME OR PERSON MAILING PAPER OR FEE)

Paul Choi  
(SIGNATURE OF PERSON MAILING PAPER OR FEE)

This is a request for filing a continuation application under 37 CFR 1.53(b), of pending prior application serial no. 10/001,202, filed October 30, 2001.

Title: METHOD FOR PRODUCING AND IMPROVING THERAPEUTIC  
POTENCY OF BINDING POLYPEPTIDES

Inventor(s)(full name of each inventor): William D. Huse

No abandonment of, or termination of proceedings, has occurred in the above-identified prior application.

1. ☒ An application based on the prior application as filed and containing no new matter is enclosed, consisting of:
  - 1 page application cover sheet
  - 87 pages of specification (includes claims and abstract)
  - 0 sheets of drawing(s).
2. ☒ 3 pages of a copy of the oath or declaration as originally filed on October 3, 2002, in prior application (37 CFR 1.63(d)), U.S. serial no. 10/001,202, filed October 30, 2001, is enclosed.
3. ☐ A signed statement DELETING inventor(s) named in the prior application (37 CFR 1.63(d)(2) and 1.33(b)) is attached.
4. ☐ Nucleotide and/or Amino Acid Sequence Submission is enclosed:
  - ☐ computer readable copy of sequence listing
  - ☐ paper copy of sequence listing, pages ☐ through ☐
  - ☐ Statement Under
  - ☐ Request to Use Computer Readable Form of Sequence Listing From Another Application
  - ☐ Other:
5. ☒ Incorporation by Reference: The entire disclosure of the prior application, from which a copy of the oath or declaration is supplied under item no. 2 of this form, is considered as being part of the disclosure of the accompanying application and is hereby incorporated by reference herein.
6. ☐ Enter the unentered amendment previously filed on ☐ under 37 CFR 1.116 in the prior application.

22857 U.S. PTO  
10/788940



7. ☐ A preliminary amendment is enclosed.
8. ☒ Small Entity Status:
  - a. ☐ A small entity statement is enclosed.
  - b. ☐ A small entity statement was filed in prior application serial no. \_\_\_\_\_, and such status is still proper and desired.
  - c. ☒ is no longer claimed.
9. ☐ Cancel in this application original claims \_\_\_\_\_ of the prior application before calculating the filing fee. (At least one original independent claim must be retained for filing purposes.)
10. The prior application is assigned of record to Applied Molecular Evolution at Reel/Frame 013363/0443 recorded on October 3, 2002.
11. The power of attorney is assigned of record to Cathryn Campbell, Reg. No. 31,815 and David A. Gay, Reg. No. 39, 200.
12. ☐ A copy of a change in power of attorney or authorization of agent as filed in the prior application (37 CFR 1.63(d)(4)) is enclosed.
13. ☒ A return receipt postcard is enclosed.
14. ☐ A Patent Application Bibliographic Data Sheet is enclosed.
15. ☐ Request for Nonpublication and Certification is enclosed.
16. ☒ A copy of the Petition for Extension of Time filed on February 26, 2004 in prior application serial number 10/001,202 is enclosed.
17. ☐ Also enclosed:

The filing fee is calculated below:

|                           | NUMBER<br>FILED |   | NUMBER<br>EXTRA |   | RATE           | FEE        |
|---------------------------|-----------------|---|-----------------|---|----------------|------------|
| TOTAL CLAIMS              | 36 - 20         | = | 16              | x | \$9<br>\$18    | \$288.00   |
| INDEPENDENT<br>CLAIMS     | 8 - 3           | = | 5               | x | \$43<br>\$86   | \$430.00   |
| MULTIPLE DEPENDENT CLAIMS |                 |   |                 |   | \$145          | \$ 0.00    |
| YES NO                    |                 |   |                 |   | \$290          |            |
| BASIC FEE                 |                 |   |                 |   | \$385<br>\$770 | \$770.00   |
| TOTAL FEE                 |                 |   |                 |   |                | \$1,488.00 |

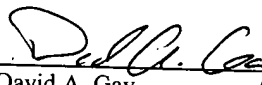
18. ☒ Please charge my Deposit Account No. 502624 in the amount of \$1,488.00.  
A duplicate copy of this sheet is enclosed.
19. ☐ The filing fee is not enclosed. Do not charge our deposit account.
20. ☒ The Commissioner is hereby authorized to charge fees under 37 CFR 1.16 and 1.17 which may be required or credit any overpayment to Deposit Account No. 502624. A duplicate copy of this sheet is enclosed.

Address all future communications to:

Cathryn Campbell  
McDERMOTT, WILL & EMERY  
4370 La Jolla Village Drive, 7th Floor  
San Diego, California 92122  
telephone: (858) 535-9001  
facsimile: (858) 535-8949  
USPTO Customer No.: 41552

Respectfully submitted,

Date: February 26, 2004

  
David A. Gay  
Registration No. 39,200  
Attorney for Applicant  
McDERMOTT, WILL & EMERY  
4370 La Jolla Village Drive, Ste. 700  
San Diego, California 92122

☐ inventor(s)

☐ assignee of complete interest

☒ attorney or agent of record

☐ filed under Sec. 1.34(a)

PATENT

Client-Matter No.: 66797-128

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: William D. Huse

Serial No.: 10/001,202

Filed: October 30, 2001

For: METHOD FOR PRODUCING AND  
IMPROVING THERAPEUTIC POTENCY  
OF BINDING POLYPEPTIDES

Commissioner for Patents  
P.O. Box 1450  
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) Confirmation No.: 2005

) Group Art Unit: 1644

) Examiner: P. N. Huynh

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Paul Choi  
(SIGNATURE OF PERSON MAILING PAPER OR FEE)

COPY

PETITION FOR EXTENSION OF TIME

Sir:

Applicants hereby petition for a three (3) month extension of time. Please charge my Deposit Account No. 502624 the amount of \$475.00, which covers the fee for a three (3) month extension of time. A duplicate copy of this sheet is enclosed.

Applicants are concurrently filing a continuation application of the above-identified application. In view of this petition and the payment of the fee, this application and the continuation application are co-pending in satisfaction of 35 U.S.C. § 120.

The Commissioner is hereby authorized to charge payment of any additional fees associated with this filing or credit any overpayment to Deposit Account No. 502624. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Date: February 26, 2004

David A. Gay  
David A. Gay  
Registration No. 39, 200  
Telephone: (858) 535-9001  
Facsimile: (858) 535-8949

McDERMOTT, WILL & EMERY  
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